

1 Annette W. Jarvis, Utah Bar No. 1649
 2 RAY QUINNEY & NEBEKER P.C.
 3 36 South State Street, Suite 1400
 4 P.O. Box 45385
 5 Salt Lake City, Utah 84145-0385
 Telephone: (801) 532-1500
 Facsimile: (801) 532-7543
 Email: ajarvis@rqn.com
 and
 6 Lenard E. Schwartzer, Nevada Bar No. 0399
 Jeanette E. McPherson, Nevada Bar No. 5423
 7 SCHWARTZER & MCPHERSON LAW FIRM
 8 2850 South Jones Boulevard, Suite 1
 Las Vegas, Nevada 89146-5308
 Telephone: (702) 228-7590
 Facsimile: (702) 892-0122
 E-Mail: bkfilings@s-mlaw.com
 10 Attorneys for Debtors and Debtors-in-Possession

E-FILED ON December 18, 2006

11
 12 **UNITED STATES BANKRUPTCY COURT**
 13 **DISTRICT OF NEVADA**

14 In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

Case No. BK-S-06-10725 LBR
 Case No. BK-S-06-10726 LBR
 Case No. BK-S-06-10727 LBR
 Case No. BK-S-06-10728 LBR
 Case No. BK-S-06-10729 LBR

15 In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

Chapter 11

16 In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND,
 LLC,
 Debtor.

Jointly Administered Under
 Case No. BK-S-06-10725 LBR

17 In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

**REVISED SCHEDULE OF
 EXECUTORY CONTRACTS AND
 UNEXPIRED LEASES IN
 CONNECTION WITH DEBTORS'
 THIRD AMENDED JOINT CHAPTER
 11 PLAN OF REORGANIZATION**

18 In re:
 USA SECURITIES, LLC,
 Debtor.

22 Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

26
 27 USA Commercial Mortgage Company, USA Securities, LLC, USA Capital Realty
 28 Advisors, LLC, USA Capital Diversified Trust Deed Fund, LLC, and USA Capital First Trust

1 Deed Fund, LLC (collectively, the “Debtors”), by and through their counsel, hereby file the
 2 Revised Schedule of Executory Contracts and Unexpired Leases (the “Revised Schedule”) in
 3 connection with the Debtors’ Third Amended Joint Chapter 11 Plan of Reorganization (the
 4 “Plan”). The Debtors previously filed a Schedule of Executory Contracts and Unexpired Leases
 5 on November 29, 2006 (Docket No. 1886) (the “Original Schedule”).

6 As provided for in Art. V, Section A of the Plan, up to and until one (1) day prior to the
 7 Confirmation Hearing, the Debtors may delete any contract or lease from the Original Schedule by
 8 filing this Revised Schedule and serving this Revised Schedule on the affected non-Debtor party
 9 to the contract or lease.

10 **AFTER CONSULTATION WITH COMPASS PARTNERS, LLC, THE DEBTORS
 11 HAVE DETERMINED NOT TO ASSUME ANY EXECUTORY CONTRACT OR
 12 UNEXPIRED LEASE.**

13 As previously explained in the Original Schedule filing, the Loan Servicing Agreements
 14 are not listed on the Revised Schedule because, as more fully explained in Article IX, Section D(4)
 15 of the Disclosure Statement, the Debtors and Committees believe the Loan Servicing Agreements
 16 are not executory contracts.

17 Respectfully submitted this 18th day of December, 2006.

18 /s/ Jeanette E. McPherson
 19 _____
 20 Annette W. Jarvis, Utah Bar No. 1649
 21 RAY QUINNEY & NEBEKER P.C.
 22 36 South State Street, Suite 1400
 23 P.O. Box 45385
 24 Salt Lake City, Utah 84145-0385
 25 and
 26 Lenard E. Schwartzer, Nevada Bar No. 0399
 27 Jeanette E. McPherson, Nevada Bar No. 5423
 28 SCHWARTZER & MCPHERSON LAW FIRM
 29 2850 South Jones Boulevard, Suite 1
 30 Las Vegas, Nevada 89146

31 905620
 32
 33
 34
 35
 36
 37
 38